

**STATE OF TENNESSEE**

**PUBLIC CHAPTER NO. 288**

**HOUSE BILL NO. 1778**

**By Representatives Casada, Fincher, Jim Cobb, Evans, Carr, Hardaway, Todd, Dean, Hensley, Swafford, Rich, Hill, Campfield, Niceley, Lundberg, Phillip Johnson, Halford, Lynn, Coley, Ty Cobb, Curt Cobb, Curtis Johnson, McCormick, Watson, Harry Brooks, Maggart, Floyd, Bell**

Substituted for: Senate Bill No. 1992

By Senators Johnson, Ketron, Gresham, Faulk, Yager, Norris, Beavers, Stanley, Tracy, Watson, Crowe, Southerland, Woodson, McNally, Bunch, Burchett

AN ACT to amend Tennessee Code Annotated, Title 58, Chapter 1, Part 1 and Title 58, Chapter 2, Part 1, relative to emergencies.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 58-1-112(b), is amended by deleting subdivision (6) in its entirety and by substituting instead the following:

(6) The regulation and control of the possession, storage, display, sale, transport and use of firearms, other dangerous weapons and ammunition; provided that nothing in this subdivision shall be construed as authorizing confiscation of lawfully possessed firearms and ammunition during any such period of martial rule; and

SECTION 2. Tennessee Code Annotated, Section 58-2-101, is amended by adding the following language as a new subdivision:

(\_) "Public official" means an elected or appointed person in the executive, legislative or judicial branch of the state or any political subdivision thereof;

SECTION 3. Tennessee Code Annotated, Section 58-2-105, is amended by deleting subdivision (4) in its entirety and by substituting instead the following:

(4) Limit, modify, or abridge the authority of the governor to proclaim martial rule or exercise any other powers vested in the governor under the constitution, statutes, or common law of this state independent of, or in conjunction with, any provisions of this chapter; provided that such authority shall be limited to the extent provided under § 58-2-107(m) and as otherwise specifically provided by statute.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: May 7, 2009**

A handwritten signature in black ink, reading "Kent Williams", written over a horizontal line.

KENT WILLIAMS, SPEAKER  
HOUSE OF REPRESENTATIVES

A handwritten signature in black ink, reading "Ron Ramsey", written over a horizontal line.

RON RAMSEY  
SPEAKER OF THE SENATE

**APPROVED this 21st day of May 2009**

A handwritten signature in black ink, reading "Phil Bredeesen", written over a horizontal line.

PHIL BREDESEN, GOVERNOR